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**DECLARATION FOR UTILITY OR
DESIGN
PATENT APPLICATION
(37 CFR 1.63)**

☐ Declaration Submitted with Initial Filing
OR
☒ Declaration Submitted after Initial Filing (surcharge (37 CFR 1.16 (e)) required)

Attorney Docket Number	MT-0026.1
First Named Inventor	Terje A. SKOTHEIM
COMPLETE IF KNOWN	
Application Number	09 / 721,519
Filing Date	November 21, 2000
Group Art Unit	1745
Examiner Name	

As a below named inventor, I hereby declare that:

My residence, mailing address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

LITHIUM ANODES FOR ELECTROCHEMICAL CELLS

(Title of the Invention)

the specification of which

☐ is attached hereto

OR

☒ was filed on (MM/DD/YYYY) November 21, 2000 as United States Application Number or PCT International

Application Number 09/721,519 and was amended on (MM/DD/YYYY) (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

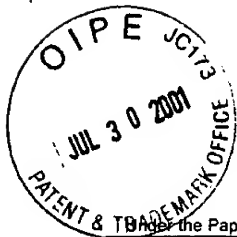
I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?	
				YES	NO
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>


☐ Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto:

[Page 1 of 2]

Burden Hour Statement: This form is estimated to take 21 minutes to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



DECLARATION — Utility or Design Patent Application

Direct all correspondence to: <input type="checkbox"/> Customer Number or Bar Code Label		OR <input checked="" type="checkbox"/> Correspondence address below	
Name Jacqueline M. Nicol			
Address Moltech Corporation, 9062 South Rita Road			
City Tucson	State AZ	ZIP 85747	
Country US	Telephone (520) 799-7527	Fax (520) 799-7501	
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.			
NAME OF SOLE OR FIRST INVENTOR :		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle (if any)) Terje A.		Family Name or Surname Skotheim	
Inventor's Signature		Date	
Residence: City Tucson	State Arizona	Country US	Citizenship Norway
Mailing Address 7080 North Cathedral Rock Place			
City Tucson	State Arizona	ZIP 85718	Country US
NAME OF SECOND INVENTOR:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle (if any)) Christopher J.		Family Name or Surname Sheehan	
Inventor's Signature 		Date 7/26/01	
Residence: City Tucson	State Arizona	Country US	Citizenship US
Mailing Address 551 East Roger Road			
City Tucson	State Arizona	ZIP 85705	Country US
<input checked="" type="checkbox"/> Additional inventors are being named on the _____ supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto.			

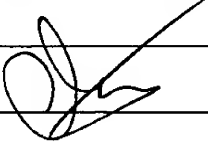


Please type a plus sign (+) inside this box → ☐

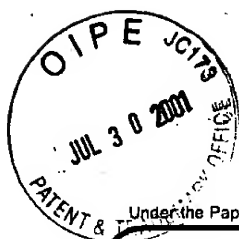
PTO/SB/02A (11-00)
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DECLARATION	ADDITIONAL INVENTOR(S) Supplemental Sheet Page 1 of 1
--------------------	---

Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle [if any])		Family Name or Surname	
Yuriy V.		Mikhaylik	
Inventor's Signature 		Date May 25, 2001	
Residence: City Tucson	State Arizona	Country US	Citizenship Ukraine
Mailing Address 5855 North Kolb Road, #9208			
Mailing Address			
City Tucson	State Arizona	ZIP 85750	Country US
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle [if any])		Family Name or Surname	
Inventor's Signature		Date	
Residence: City	State	Country	Citizenship
Mailing Address			
Mailing Address			
City	State	ZIP	Country
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Inventor's Signature		Date	
Residence: City	State	Country	Citizenship
Mailing Address			
Mailing Address			
City	State	ZIP	Country

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(Title of the Invention)

the specification of which

☐ is attached hereto

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November 21, 2000

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Application Number 09/721,519

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(if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

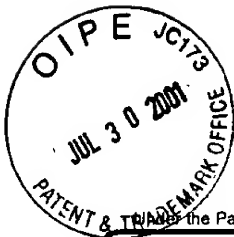
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Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?	
				YES	NO
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

☐ Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto:

[Page 1 of 2]



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Direct all correspondence to: ☐ Customer Number OR ☒ Correspondence address below.

Name Jacqueline M. Nicol

Address Moltech Corporation, 9062 South Rita Road

City Tucson

State AZ

ZIP 85747

Country US

Telephone (520) 799-7527

Fax (520) 799-7501

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NAME OF SOLE OR FIRST INVENTOR : ☐ A petition has been filed for this unsigned inventor

Given Name (first and middle [if any]) Terje A.

Family Name or Surname Skotheim

Inventor's Signature

Date

Residence: City Tucson

State Arizona

Country US

Citizenship Norway

Mailing Address 7080 North Cathedral Rock Place

City Tucson

State Arizona

ZIP 85718

Country US

NAME OF SECOND INVENTOR: ☐ A petition has been filed for this unsigned inventor

Given Name (first and middle [if any]) Christopher J.

Family Name or Surname Sheehan

Inventor's Signature

Date

Residence: City Tucson

State Arizona

Country US

Citizenship US

Mailing Address 551 East Roger Road

City Tucson

State Arizona

ZIP 85705

Country US

☒ Additional inventors are being named on the _____ supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto.

Please type a plus sign (+) inside this box →



PTO/SB/02A (11-00)

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DECLARATION

ADDITIONAL INVENTOR(S)

Supplemental Sheet

Page 1 of 1

Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle [if any])		Family Name or Surname	
Yuriy V.		Mikhaylik	
Inventor's Signature		Date	
Residence: City Tucson	State Arizona	Country US	Citizenship Ukraine
Mailing Address 5855 North Kolb Road, #9208			
Mailing Address			
City Tucson	State Arizona	ZIP 85750	Country US
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
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Inventor's Signature		Date	
Residence: City	State	Country	Citizenship
Mailing Address			
Mailing Address			
City	State	ZIP	Country
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Inventor's Signature		Date	
Residence: City	State	Country	Citizenship
Mailing Address			
Mailing Address			
City	State	ZIP	Country

Burden Hour Statement: This form is estimated to take 21 minutes to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



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STATEMENT UNDER 37 CFR 3.73(b)Applicant/Patent Owner: Terje A. SKOTHEIM et al.Application No./Patent No.: 09/721,519Filed/Issue Date: November 21, 2000Entitled: LITHIUM ANODES FOR ELECTROCHEMICAL CELLSMoltech Corporation, a Delaware Corporation

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest.
The extent (by, percentage) of its ownership interest is _____ %

in the patent application/patent identified above by virtue of either:

- A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached. (4 pages)

OR

- B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.

2. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.

3. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

- ☐ Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

July 26, 2001
DateJacqueline M. Nicol

Typed or printed name.

Jacqueline M. Nicol
Signature

Director, Intellectual Property

Title

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

**ASSIGNMENT
JOINT**

COPY

THIS ASSIGNMENT, by Terje A. Skotheim, Christopher J. Sheehan, and Yuriy V. Mikhaylik (hereinafter referred to as the assignors), residing at 7080 North Cathedral Rock Place, Tucson, Arizona, 85718, USA, 551 East Roger Road, Tucson, Arizona, 85705, USA, and 5855 North Kolb Road, #9208, Tucson, Arizona, 85750, USA, respectively, witnesseth:

WHEREAS, said assignors have invented certain new and useful improvements in **LITHIUM ANODES FOR ELECTROCHEMICAL CELLS**, set forth in an application for Letters Patent of the United States, bearing Serial No. **09/721,519** and filed on **November 21, 2000**; and claiming priority to Provisional Application Serial No. **60/167,171**, filed **November 23, 1999**; and

WHEREAS, Moltech Corporation, a corporation duly organized under and pursuant to the laws of Delaware and having its principal place of business at 9062 South Rita Road, Tucson, Arizona 85747 (hereinafter referred to as the assignee) is desirous of acquiring the entire right, title and interest in and to said inventions and said application for Letters Patent of the United States, and in and to any Letters Patent or Patents, United States or foreign, to be obtained therefor and thereon:

NOW, THEREFORE, in consideration of One Dollar (\$1.00) and other good and sufficient consideration, the receipt of which is hereby acknowledged, said assignors have sold, assigned, transferred and set over, and by these presents do sell, assign, transfer and set over, unto said assignee, its successors, legal representatives and assigns, the entire right, title and interest in and to the above-mentioned inventions, application for Letters Patent, and any and all Letters Patent or Patents in the United States of America and all foreign countries which may be granted therefor and thereon, and in and to any and all divisions, continuations and continuations-in-part of said application, or reissues or extensions of said Letters Patent or Patents, and all rights under the International Convention for the Protection of Industrial Property, the same to be held and enjoyed by said assignee, for its own use and the use of its successors, legal representatives and assigns, to the full end of the term or terms for which Letters Patent or Patents may be granted, as fully and entirely as the same would have been held and enjoyed by the assignors, had this sale and assignment not been made.

AND for the same consideration, said assignors hereby covenant and agree to and with said assignee, its successors, legal representatives and assigns, that said assignors will, whenever counsel of said assignee, or the counsel of its successors, legal representatives and assigns, shall advise that any proceeding in connection with said inventions, or said application for Letters Patent, or any proceeding in connection with Letters Patent for said inventions in any country, including interference proceedings, is lawful and desirable, or that any division, continuation or continuation-in-part of any application for Letters Patent or any reissue or extension of any Letters Patent, to be obtained thereon, is lawful and desirable, sign all papers and documents, take all lawful oaths, and do all acts necessary or required to be done for the procurement, maintenance, enforcement and defense of Letters Patent for said inventions, without charge to said assignee, its successors, legal representatives and assigns, but at the cost and expense of said assignee, its successors, legal representatives and assigns.

AND said assignors hereby request the Commissioner of Patents to issue said Letters Patent of the United States to said assignee as the assignee of said inventions and the Letters Patent to be issued thereon for the sole use of said assignee, its successors, legal representatives and assigns.

Date

Terje A. Skotheim

JURAT CERTIFICATE

State of Arizona,

)

) SS:

County of Pima,

)

Subscribed and affirmed before me this 26th day of July, 2001 by Terje A. Skotheim.

Notary Public

(SEAL)

Date

7/26/01

Christopher J. Sheehan

JURAT CERTIFICATE

State of Arizona,

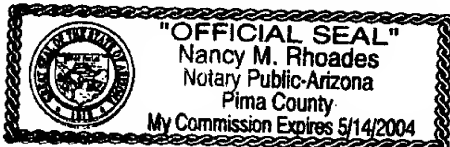
)

) SS:

County of Pima,

)

Subscribed and affirmed before me this 26th day of July, 2001 by Christopher J. Sheehan.



Notary Public

(SEAL)

Date

May 25, 2001

Yuriy V. Mikhaylik

JURAT CERTIFICATE

State of Arizona,

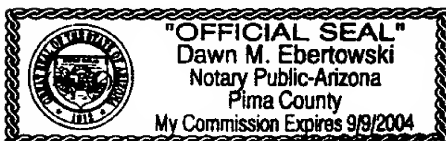
)

) SS:

County of Pima,

)

Subscribed and affirmed before me this 25 day of may, 2001 by Yuriy V. Mikhaylik.



Notary Public

COPY

**ASSIGNMENT
JOINT**

THIS ASSIGNMENT, by Terje A. Skotheim, Christopher J. Sheehan, and Yuriy V. Mikhaylik (hereinafter referred to as the assignors), residing at 7080 North Cathedral Rock Place, Tucson, Arizona, 85718, USA, 551 East Roger Road, Tucson, Arizona, 85705, USA, and 5855 North Kolb Road, #9208, Tucson, Arizona, 85750, USA, respectively, witnesseth:

WHEREAS, said assignors have invented certain new and useful improvements in **LITHIUM ANODES FOR ELECTROCHEMICAL CELLS**, set forth in an application for Letters Patent of the United States, bearing Serial No. **09/721,519** and filed on **November 21, 2000**; and claiming priority to Provisional Application Serial No. **60/167,171**, filed **November 23, 1999**; and

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NOW, THEREFORE, in consideration of One Dollar (\$1.00) and other good and sufficient consideration, the receipt of which is hereby acknowledged, said assignors have sold, assigned, transferred and set over, and by these presents do sell, assign, transfer and set over, unto said assignee, its successors, legal representatives and assigns, the entire right, title and interest in and to the above-mentioned inventions, application for Letters Patent, and any and all Letters Patent or Patents in the United States of America and all foreign countries which may be granted therefor and thereon, and in and to any and all divisions, continuations and continuations-in-part of said application, or reissues or extensions of said Letters Patent or Patents, and all rights under the International Convention for the Protection of Industrial Property, the same to be held and enjoyed by said assignee, for its own use and the use of its successors, legal representatives and assigns, to the full end of the term or terms for which Letters Patent or Patents may be granted, as fully and entirely as the same would have been held and enjoyed by the assignors, had this sale and assignment not been made.

AND for the same consideration, said assignors hereby covenant and agree to and with said assignee, its successors, legal representatives and assigns, that said assignors will, whenever counsel of said assignee, or the counsel of its successors, legal representatives and assigns, shall advise that any proceeding in connection with said inventions, or said application for Letters Patent, or any proceeding in connection with Letters Patent for said inventions in any country, including interference proceedings, is lawful and desirable, or that any division, continuation or continuation-in-part of any application for Letters Patent or any reissue or extension of any Letters Patent, to be obtained thereon, is lawful and desirable, sign all papers and documents, take all lawful oaths, and do all acts necessary or required to be done for the procurement, maintenance, enforcement and defense of Letters Patent for said inventions, without charge to said assignee, its successors, legal representatives and assigns, but at the cost and expense of said assignee, its successors, legal representatives and assigns.

AND said assignors hereby request the Commissioner of Patents to issue said Letters Patent of the United States to said assignee as the assignee of said inventions and the Letters Patent to be issued thereon for the sole use of said assignee, its successors, legal representatives and assigns.

6/5/01
Date

Terje A. Skotheim

JURAT CERTIFICATE

State of Arizona,)
) SS:
County of Pima,)

Subscribed and affirmed before me this _____ day of _____, 2001 by Terje A. Skotheim.

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(SEAL)

Date

Christopher J. Sheehan

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